

Court of Appeals, State of Michigan

ORDER

People of MI v Jeffrey Scott Mireles

Docket No. 260230

LC No. 01-009165

Richard A. Bandstra
Presiding Judge

Janet T. Neff

Joel P. Hoekstra
Judges

Pursuant to MCR 7.205(D)(2), in lieu of granting the delayed application for leave to appeal, the Court VACATES the judgment of sentence and REMANDS this case for resentencing pursuant to the statutory sentencing guidelines. In the event the sentencing court departs from the statutory sentencing guidelines, the court must state on the record substantial and compelling reasons to justify its departure. See *People v Babcock*, 469 Mich 247; 666 NW2d 231 (2003); *People v Stauffer*, 465 Mich 633; 640 NW2d 869 (2002). We do not retain jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 15 2005

Date

Sandra Schultz Mengel
Chief Clerk